

**In re the Application of:**

**Group Art Unit: 1743**

Trudee Klautky, et al

**Confirmation No.: 7905**

**Serial No.: 10/676,568**

**Examiner:** Not-Yet-Assigned

**Filed: September 30, 2003**

## For: AUTOMATED CYTOLOGICAL SAMPLE CLASSIFICATION

Commissioner for Patents  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an executed Assignment (2 pages) and Recordation Cover Sheet Form PTO-1595 (1 page) for the above-identified application.

Assignment recordation is respectfully requested. Please forward the assignment reel/frame number via fax to the undersigned at the fax No. (650) 849-4800.

Respectfully submitted,

BINGHAM MCCUTCHEN LLP

Dated:

5 Jan 2004

By:

DTBane

David T. Burse

Reg. No. 37,104

**BINGHAM McCUTCHEN LLP**  
Three Embarcadero, Suite 1800  
San Francisco, CA 94111-4067  
(650) 849-4400

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RECORDATION DATE: 01/05/2004

REEL/FRAME: 014230/0366  
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

KLAUTKY, TRUDEE

DOC DATE: 11/02/2003

ASSIGNOR:

LAPFN, DANIEL

DOC DATE: 11/15/2003

ASSIGNEE:

CYTYC CORPORATION  
85 SWANSON ROAD  
BOXBOROUGH, MASSACHUSETTS 01719

SERIAL NUMBER: 10676568  
PATENT NUMBER:

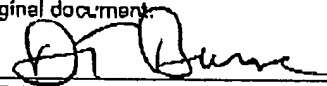
FILING DATE: 09/30/2003  
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3. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name  <input type="checkbox"/> Other _____  Execution Date: <u>11/2/03 and 11/15/03</u>		
4. Application number(s) or patent number(s): If this document is being filed together with a new application, the execution date of the application is: _____ A. Patent Application No(s): <u>10/676,568</u> B. Patent No(s): _____ Additional numbers attached? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
5. Name and address of party to whom correspondence concerning document should be mailed: Name: <u>David T. Burse</u>  Internal Address: <u>BINGHAM McCUTCHEN LLP</u> <u>Three Embarcadero, Ste 800</u> <u>San Francisco, CA 94111-4067</u>	6. Total number of applications and patents involved: _____  7. Total fee (37 CFR 3.41): \$ 40.00 <input type="checkbox"/> Paid with authorization to charge fee in new application transmittal  <input checked="" type="checkbox"/> Charge Assignment fee \$40.00 to the below-identified Deposit Account  8. Deposit Account Number: <u>50-2518 Bingham McCutchen</u>	
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ASSIGNMENT OF PATENT APPLICATION

WHEREAS, We, Trudee Klautky and Daniel Lapen, citizens of United States of America(hereinafter referred to as "ASSIGNORS"), have invented and own a certain invention entitled **AUTOMATED CYTOLOGICAL SAMPLE CLASSIFICATION** for which application for Letters Patent of the United States of America has been filed on September 30, 2003, under application serial No. **10/676,568**; and

WHEREAS, **Cytac Corporation**, a corporation organized and existing under and by virtue of the laws of the state of Massachusetts and having its principal place of business at 85 Swanson Road, Boxborough, Massachusetts 01719 (hereinafter referred to as "ASSIGNEE"), is desirous of acquiring the exclusive right, title and interest in, to and under said invention and in, to and under any Patent or similar legal protection to be obtained therefor in the United States of America, its territorial possessions and in any and all countries foreign thereto.

NOW, THEREFORE, for good and valuable consideration, the receipt of which is hereby acknowledged, ASSIGNORS hereby sell, assign, transfer and set over unto the said ASSIGNEE, its successors and assigns, the full and exclusive right, title and interest to said invention and to all Letters Patent or application or similar legal protection, not only in the United States and its territorial possessions, but in all countries foreign thereto to be obtained for said invention by said application, and to any continuation, division, renewal, substitute or reissue thereof or any legal equivalent thereof in the United States or a foreign country for the full term or terms for which the same may be granted, including all priority rights under the International Convention; and ASSIGNORS hereby authorize and request the United States Commissioner of Patents and Trademarks, and any officials of foreign countries whose duty it is to issue patents or any legal equivalent thereof, to issue said patents to ASSIGNEE, its successors and assigns, in accordance with this Assignment.

ASSIGNORS hereby covenant that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this Agreement;

ASSIGNORS further covenant that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said application, said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNORS and will testify as to the same in any interference or litigation related thereto and will promptly execute and deliver to ASSIGNEE or its legal representative any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents in the United States or in any foreign country, which may be necessary or desirable to carry out the purposes thereof.

11-2-03

Date

Nov 15, 2003

Date

Trudee Klautky

Trudee Klautky

Daniel Lapen

Daniel Lapen

# Facsimile

DATE January 5, 2004

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TO	ASSIGNMENT UNIT US Patent and Trademark Office	(703) 306-5995	(703) 308-9723

FROM	Maritza D. Kidd maritza.kidd@bingham.com	(650) 849-4800	(650) 849-4481
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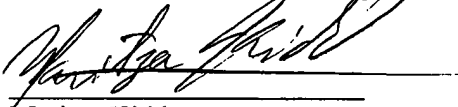
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## Message:

Re: US Application Serial No. 10/676,568  
Filed: September 30, 2003

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Maritza Kidd

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